

1 MICHAEL R. HALL  
Nevada Bar No. 5978  
2 [mhall@lawhjc.com](mailto:mhall@lawhjc.com)  
ASHLIE L. SURUR, ESQ.  
3 Nevada Bar No. 11290  
[asurur@lawhjc.com](mailto:asurur@lawhjc.com)

4 **HALL, JAFFE & CLAYTON, LLP**

5 7425 Peak Drive  
Las Vegas, Nevada 89128  
6 (702) 316-4111  
Fax (702) 316-4114

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8 *Attorneys for Defendant/Cross*  
9 *Claimant Shelton Brothers, Inc.*

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 DONALD NICHOLSON,

13 PLAINTIFF,

14 VS.

15 DISPACK PROJECTS NV D/B/A DOLIUM,  
A BELGIAN COMPANY; SHELTON  
16 BROTHERS, INC., A MASSACHUSETTS  
CORPORATION; ADVANTAGE  
17 TRANSPORTATION, INC., A UTAH  
CORPORATION; ROE DISTRIBUTORS I-V;  
18 ROE MANUFACTURERS I-V; ROE  
TRANSPORTERS I-V; DOES I THROUGH  
19 X; AND ROE CORPORATIONS I THROUGH  
X, INCLUSIVE,

20 DEFENDANTS.

21 SHELTON BROTHERS, INC., A  
22 MASSACHUSETTS CORPORATION,

23 CROSS-CLAIMANT,

24 V.

25 DISPACK PROJECTS NV D/B/A DOLIUM,  
A BELGIAN COMPANY; ADVANTAGE  
26 TRANSPORTATION, INC., A UTAH  
CORPORATION,

27 CROSS-DEFENDANTS.  
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Case No.: 2:16-cv-01335-RFB-VCF

**STIPULATION AND ORDER TO  
EXTEND TIME TO RESPOND TO  
PLAINTIFF'S MOTION FOR LEAVE  
TO EXCUSE TREATING PHYSICIANS  
FROM PREPARING EXPERT  
REPORTS (Third Request)**

1 **STIPULATION AND ORDER TO EXTEND TIME TO RESPOND TO PLAINTIFF'S**  
2 **MOTION FOR LEAVE TO EXCUSE TREATING PHYSICIANS FROM PREPARING**  
3 **EXPERT REPORTS (Third Request)**

4 Pursuant to Local Rules ("LR") IA 6-1, the parties, by and through their respective  
5 attorneys, stipulate as follows:

6 1. On September 13, 2018 Donald Nicholson filed a Motion for Leave to Excuse  
7 Treating Physicians From Preparing Expert Reports. ECF No. 54.

8 2. The response to the Motion for Leave to Excuse Treating Physicians from  
9 Preparing Expert Reports [ECF No. 54] was due September 27, 2018 until the parties requested  
10 and obtained an extension of the response deadline to October 5, 2018. [ECF No. 57] and  
11 October 9, 2018 [ECF No. 59].

12 3. Counsel for Plaintiff and Defendant Shelton Brothers, Inc. ("Shelton Brothers")  
13 met and conferred today about the contents of the motion and Shelton Brothers' anticipated  
14 response. Counsel believes that they can prepare a stipulation that addresses the issues raised in  
15 the motion and Shelton Brothers' anticipated response. Such a stipulation would render the  
16 motion moot and Plaintiff would likely withdraw the motion once the court enters an order on  
17 the stipulation. For these reasons, the parties agree that there is good cause to extend the  
18 response deadline. The extension of time will afford the parties necessary time to prepare a  
19 stipulation and submit the stipulation to this court for review and approval. As the extension is  
20 likely to result in an informal resolution of the issues raised by the motion and a withdrawal of  
21 the motion, the extension will conserve judicial resources and litigation costs.

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